

**IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH**

CR-2063-2020(O&M)

Date of decision: 22.07.2020

Sarabjit Singh

...Petitioner

Versus

Malkit Singh

.....Respondent

CORAM: HON'BLE MR. JUSTICE HARNARESH SINGH GILL

Present:- Mr. Naveen Sharma, Advocate for the petitioner.

HARNARESH SINGH GILL, J. (ORAL)

Case is taken up for hearing through video conferencing.

Prayer in the present petition under Article 227 of the Constitution of India is for setting aside the order dated 04.06.2020 passed by the learned Civil Judge (Jr. Divn) Samrala, District Ludhiana.

Learned counsel for the petitioner points out that the petitioner-defendant has been restrained to interfere in the possession, by the Court below vide order dated 04.06.2020, which was an ex-parte order. Thereafter, he moved an application dated 10.06.2020 (Annexure P-6) under Order 39 Rule 4 read with Section 151 CPC for vacation of the aforesaid ex-parte order, which is now pending for 25.08.2020.

He states that he would be satisfied if, the Court below decide his application (Annexure P-6) on the date fixed or any other date as that Court may deem fit.

Notice is not being issued to the respondent-plaintiff, as it would delay the proceedings before the learned Court below.

Disposed of with a direction to the Court below to hear and decide the application (Annexure P-6) filed by the petitioner-defendant on the date fixed or any other date as that Court may deem fit, as expeditiously as possible.

(HARNARESH SINGH GILL)
JUDGE

22.07.2020
Mangal Singh

Whether reasoned/speaking?	Yes/No
Whether reportable?	Yes/No